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UNITED STATES DISTRICT COURT

DISTRICT OF OREGON

CV '06-1195-MO

BRAHIM AZOUZ,

Civil No.

PETITIONER,

Agency Case No.: 79-762-990

v.

ALBERTO R. GONZALES, U.S.
Attorney General; **MICHAEL**
CHERTOFF, Secretary, Department of
Homeland Security; **EMILIO**
GONZALEZ, Director, U.S. Citizenship
and Immigration Services; and **WILLIAM**
McNAMEE, District Director, U.S.
Citizenship and Immigration Services,

~~**[PROPOSED]**~~ **TEMPORARY**
RESTRAINING ORDER AND
ORDER TO SHOW CAUSE WHY A
PRELIMINARY INJUNCTION
SHOULD NOT ISSUE

RESPONDENTS.

Petitioner, Mr. Brahim Azouz, moved the Court for a temporary restraining order and order to show cause why a preliminary injunction should not be issued against Respondents. The Court has considered Petitioner's Petition for Writ of Mandamus, the Memorandum in Support of the Petition, the Declarations of Nicole H. Nelson and Brahim Azouz, the other records filed with this Court, the arguments of counsel for Petitioner, and the arguments of counsel for Respondents, if any.

1 [PROPOSED] TEMPORARY RESTRAINING ORDER AND ORDER TO SHOW CAUSE WHY A PRELIMINARY INJUNCTION SHOULD NOT ISSUE

The Court finds that Petitioner has demonstrated a sufficient likelihood of success on the merits of his claims. The Court also finds that the balance of hardships significantly favors Petitioner. Absent a temporary restraining order, Petitioner will be unable to work, will likely lose his job, and will be unable to support his wife or baby. In addition, the Court finds that counsel for Petitioner provided oral and written notice of the documents filed today and the time and location of the hearing to Respondent William McNamee and counsel for Respondents, Kenneth Bauman of the United States Attorney's Office.

There being good cause for entering such an order, pursuant to Fed. R. Civ. P. 65, the Court enters this Temporary Restraining Order and Order to Show Cause Why a Preliminary Injunction Should Not Be Entered.

IT IS ORDERED that Respondents appear before this court on August 31, 2006, at 9:00 o'clock A.m. in Room 14B of the United States District Court for the District of Oregon, located at 1000 S.W. Third Avenue, Portland, Oregon, 97204, and then and there show cause, if any exists, why a preliminary injunction should not issue compelling Respondents to renew Petitioner's employment authorization document.

IT IS FURTHER ORDERED that Respondents and their subordinates immediately renew Petitioner's employment authorization document through and until the show cause hearing described above.

DATED this 23 day of August 2006.


 U.S. DISTRICT JUDGE

Respectfully submitted by

A handwritten signature in black ink, appearing to read 'NH Nelson', is written over a horizontal line.

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